

Nays—2.

Dickson.

Rogers.

Absent, not excused.

Dean.

Lewis.

Goss.

Presler.

Greer.

Sherrill.

Lawhon.

Whitaker.

The amendment as substituted was then adopted.

COURT OF CRIMINAL APPEALS.

By Senator Tips:

Insert in line 30, page 11, "\$1000" in each column.

Adopted.

By Senator Darwin:

Strike out all of line 3, page 12.

Adopted by the following vote:

Yeas—14.

Boren.

Lewis.

Colquitt.

McKinney.

Darwin.

Steele.

Dibrell.

Tips.

Dickson.

Whitaker.

Gage.

Woods.

Harrison.

Nays—9.

Atlee.

Rogers.

Bailey.

Shelburne.

Beall.

Simpson.

Bowser.

Smith.

McComb.

Absent, not excused.

Agnew.

Lawhon.

Dean.

Presler.

Goss.

Sherrill.

Greer.

Stafford.

By Senator Boren:

Amend lines 9 and 10, page 12, by striking out "\$2500" wherever it occurs.

Lost by the following vote:

Yeas—3.

Boren.

Harrison.

Darwin.

Nays—19.

Atlee.

McKinney.

Bailey.

Rogers.

Beall.

Shelburne.

Bowser.

Simpson.

Colquitt.

Smith.

Dibrell.

Steele.

Dickson.

Tips.

Gage.

Whitaker.

Lewis.

Woods.

McComb.

Absent, not excused.

Agnew.

Lawhon.

Dean.

Presler.

Goss.

Sherrill.

Greer.

Stafford.

By Senator Darwin:

Strike out lines 13 and 14, page 12.

Lost.

Senator Colquitt moved to reconsider the vote by which the amendment striking out line 3, page 12, was adopted.

Reconsidered.

The amendment (Darwin's, striking out line 3, page 12) was then lost by the following vote:

Yeas—9.

Boren.

Lawhon.

Darwin.

McKinney.

Dickson.

Steele.

Gage.

Whitaker.

Harrison.

Nays—14.

Atlee.

McComb.

Bailey.

Rogers.

Beall.

Shelburne.

Bowser.

Simpson.

Colquitt.

Smith.

Goss.

Tips.

Lewis.

Woods.

Absent, not excused.

Agnew.

Presler.

Dean.

Sherrill.

Dibrell.

Stafford.

Greer.

On motion of Senator Colquitt, Senate adjourned till tomorrow morning at 10 o'clock.

SIXTIETH DAY.

Senate Chamber,

Austin, Texas, March 22, 1895.

Senate met pursuant to adjournment.

Lieut. Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.

Lewis.

Atlee.

McComb.

Bailey.

McKinney.

Beall.

Presler.

Boren.

Rogers.

Bowser.

Shelburne.

Colquitt.

Sherrill.

Darwin.

Simpson.

Dean.

Smith.

Dibrell.

Stafford.

Gage.

Steele.

Goss.

Tips.

Greer.

Whitaker.

Harrison.

Woods.

Lawhon.

Absent, not excused.

Dickson.

Prayer by the Chaplain, Dr. Smoot.

Pending reading of the Journal of yesterday,

On motion of Senator Woods, the same was suspended.

On motion of Senator Whitaker, Senator Boren was excused for tomorrow and Monday on account of sickness in his family.

On motion of Senator Boren, Senator Dickson was excused for today and tomorrow on account of important business.

On motion of Senator Boren, Doorkeeper Phillips was excused for Saturday and Monday on account of important business.

On motion of Senator Beall, Senator Harrison was excused for this afternoon

and till Monday on account of sickness in his family.

PETITIONS AND MEMORIALS.

By Senator Bailey:

Petition from teachers of Weatherford in the interest of House bill 462 (text book bill).

Read and referred to Committee on Education.

By Senator Beall:

Petition of business men of Hillsboro, asking the passage of the bill taxing peddlers of clothing and gents furnishing goods.

Read and referred to Committee on Finance.

By Senator Beall:

Petition of business men of Ennis, asking that bill taxing traveling tailors and peddlers of clothing be passed.

Read, and referred to Committee on Finance.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Agricultural Affairs, to whom was referred

Senate bill No. 244, being a bill to be entitled "An act to authorize and provide for the establishment and maintenance at the town of Conroe, in Montgomery county, of a sub-experiment station for experiment and instruction in the growth of tobacco and rice,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with amendment by inserting "\$2,500" in lieu of "\$5,000" and amend section 1, line 5, by inserting after the word "rice" the words "and other agricultural products."

ROGERS, Chairman.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. George T. Jester, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred

Senate bill No. 270, a bill to be entitled "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island on the coast of Texas,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the following amendments:

1. Add to the caption of the bill the following: "In order to encourage the procuring of deep water at Aransas Pass."

2. Amend by adding to section 1 the following: "And it be further provided, that nothing herein shall be construed to affect any rights acquired before the passage of this act."

3. Amend by striking out the reference to the William A. A. Wallace location from the words "Aransas Light

House" down to and including the word "valid" in the second following line.

ATLEE, Chairman.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Finance, to whom was referred

House bill No. 271, being a bill to be entitled "An act to provide for the levy and collection of an annual ad valorem State-school tax of 20 cents on the \$100.00 valuation, for the maintenance of the public-free schools,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

TIPS, Chairman.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 243, being a bill to be entitled "An act to relieve the public-schools of forced suspension on legal holidays, such days shall be counted in making up the school month,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it be referred to the Committee on Education.

SIMPSON, Chairman.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 200, being a bill to be entitled "An act to amend article 4542 of the Revised Civil Statutes, relating to restrictions upon railroad corporations,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass.

SIMPSON, Chairman.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 540, being a bill to be entitled "An act to amend chapter 14, general laws of 1891, being an act entitled 'An act to authorize the transfer of the Confederate Home at Austin from private to State management, and to establish said Home as a State institution, and to provide for its support,' approved February 27, 1891,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the following amendments:

Amend section 5 by striking out "\$1000" and inserting "\$1500."

Also, amend the fifth paragraph of section 6 by striking out the words "has been a resident of this State for two years next preceding his application," and inserting in lieu thereof the following: "Further, if he did not serve in a Texas command, he was a resident of this State on the first day of January, 1891."

SIMPSON, Chairman.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on State Affairs, to whom was referred

Senate bill No. 242a, being a bill to be entitled "An act to grant Ann E. Lynch the privilege of collecting tolls at a certain place, and fixing the rates thereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do not pass.

SIMPSON, Chairman.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. George T. Jester, President of the Senate:

Your select committee, to whom was referred

Senate bill No. 15, being a bill to be entitled "An act to provide for the creation of life and accident insurance companies in this State, and for the regulation thereof, and to repeal all laws and parts of laws in conflict therewith,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass with the following committee amendments.

O. P. BOWSER,
Chairman.

J. M. PRESLER,
WALTER TIPS,
J. S. SHERRIL,
PERRY J. LEWIS,
Committee.

COMMITTEE AMENDMENTS.

1. Strike out all of section 1, after the word "annuities," in lines 6 and 7, down to and including the word "survivors," in line 11.

2. Amend by striking out all after the word "water," in line 16, down to and including the word "survivors," in line 21, page 2.

3. Amend by adding after the word "require," in line 4 of section 4, "Provided no company shall do or advertise to do business with a less capital stock paid in than one hundred thousand dollars."

4. Amend by striking out all after the word "charter," in line 4 of section 10, down to and including the word "originals," in line 7.

5. Amend by striking out section 12 and substituting in lieu thereof the following:

"Section 12. The paid in capital stock of a home company shall consist in lawful money or bonds of the United States, or in bonds of this State, or any county or incorporated town or city thereof, or the stock of any national bank, or in first mortgages upon unincumbered real estate in this State, the title to which is valid, and the market value of which is double the amount loaned thereon, exclusive of buildings, unless such buildings are insured in some responsible company and the policy or policies transferred to the company taking such mortgage.

"The accumulations or surplus money of the company over and above its paid in capital stock may be invested in or loaned upon the pledge of public stocks or bonds of the United States, or any county or school district or incorporated city or town of any of the States, or stocks or bonds or other evidences of indebtedness of any solvent dividend paying corporation, except its own stock, or in bills of exchange, or other commercial notes or bills, or in the reserve values of its own policies, or in first mortgages upon unincumbered real estate situated in this State, the title to which is valid; provided, that the current market value of such stocks, bonds, mortgages, notes of bills or other evidences of indebtedness shall be at all times during the continuance of such loans at least twenty per cent more than the sum loaned thereon.

"The company may sell, change or re-invest its capital stock or accumulations in like securities, as occasion may from time to time require."

6. Amend section 18, page 7, by adding after the word "franchise," in line 3. the word "income."

7. Amend section 18, page 7, by striking out the words "provided, said accumulations be invested in bonds of this State, or any county or city of this State, or in real estate situated in this State," and substitute in lieu thereof the following: "Provided, said accumulations be invested in or loaned upon securities authorized by this act that are situated in this State."

8. Amend section 19, line 7, by adding after the word "statement," "in detail, showing class and character."

9. Amend section 19, line 8, by adding after the words "received and," the word "how."

10. Strike out in section 19, line 10, the words "amounts of the company," and insert "amounts of all policies in force; provided, that the Commissioner of Insurance may from time to time make such changes in the forms and requirements of the annual statement of companies as shall seem to him best adapted to elicit from the companies a true exhibit of their condition."

11. Amend by striking out "twenty-five," in line 3, of section 21, and insert "fifty."

12. Strike out all of section 22, and insert in lieu thereof the following:

"Section 22. The Insurance Commissioner shall at the end of five years or oftener if he deems it necessary, in person or by one or more examiners, commissioned in writing, visit each home company and examine its financial condition, and its ability to meet its liabilities. He shall have free access to all the books and papers of the company or agents thereof, and shall have power to summon and examine under oath the officers, agents and employees of such company, and any other person within the State of Texas. He may revoke or modify any certificate of authority issued by him, when any conditions prescribed by law for granting it no longer exist. The expenses of every such examination shall be paid by the company so examined, but the commissioner shall not make any charge for his personal services, except for traveling or other actual expenses."

13. Strike out all of section 23 of the bill.

14. Strike out all of section 25 of the bill.

15. Strike out all of section 26 of the bill.

16. Amend section 28, page 9, by adding thereto the following: "Provided, that nothing herein shall be construed to repeal article 2932 of title 53 of the Revised Civil Statutes of Texas; provided further, that the net reserve value on the first three years existence of any policy of insurance issued by a home company, as computed by said section 2932 of title 53, shall not be accounted a liability of the company."

17. Amend by changing section 24 to section 23; section 27 to section 24; section 28 to section 25, and section 29 to section 27.

18. Amend by adding the following as section 26:

"Section 26. Nothing in this act shall be construed to affect or in any way apply to mutual benefit organizations doing business in this State through lodges, councils or chapters, such as the order of Chosen Friends, Knights of Honor, Progressive Endowment Guild, Knights of Maccabees, Knights of Pythias, and kindred organizations, or to benevolent associations organized and chartered under title 20 of the Revised Statutes, or which are organized under the laws of any other State, which have no capital stock, and whose relief funds are created and sustained by assessment upon the members of said organization in accordance with their several by-laws and regulations; provided, that the principal officer of every such benevolent association (not conducted by lodges, a quorum of whose members meet in their respective lodge rooms at least once each month), shall be required to make an annual statement under oath to the Department of Insurance on the first day of January of each year, or within sixty days thereafter, showing:

"1. Name of organization and where located.

"2. Name and residence of officers.

"3. The salary paid each officer.

"4. The gross amount of money received during the year, and from what sources.

"5. The amount paid to policy holders on assessments to pay losses.

"6. The amount paid out for all other purposes, stating in detail what purpose.

"7. Surplus in the treasury, if any.

"8. The amount of reserve fund, if any, and how invested.

"And should any such benevolent organization refuse or neglect to make an annual report as above required, it shall be deemed an insurance company conducted for profit to its officers, and amenable to the laws governing such companies."

Committee Room,

Austin, Texas, March 21, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 198, being "An act to amend article 4036 of the Revised Civil Statutes of the State of Texas, authorizing the county commissioners court to invest the proceeds of the sale of county school lands in county bonds,"

And find the same correctly engrossed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 230, being "An act to amend sections 3 and 10 of an act entitled 'An act to regulate the establishment of quarantine in the State of Texas, and in the counties, cities and towns thereof, and to repeal all laws and parts of laws in conflict therewith,' approved April 29, 1891,"

And find the same correctly engrossed.

BAILEY, Chairman.

Committee Room,

Austin, Texas, March 21, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 101, being "An act to further define connecting lines of common carriers, their relationship to each other and to those dealing with them or either of them, and to prescribe a rule of evidence as to such relationship, and to further prescribe their duties and liabilities,"

And find the same correctly engrossed.

BAILEY, Chairman.

BILLS AND RESOLUTIONS.

By Senator Harrison:

A bill to be entitled "An act for the relief of B. F. Gohlston and to make an appropriation therefor."

Read first time and referred to Committee on Claims and Accounts.

Call concluded.

Senator Sherrill moved to suspend regular order of business and take up

House bill No. 597, being a bill to be entitled 'An act to validate the incorporation of cities or towns of one thousand inhabitants or over, which have heretofore attempted to be made under certain conditions.'

Lost.

SPECIAL ORDER.

The Chair laid before the Senate, Senate bill 216, entitled "An act to prevent fire insurance companies from writing insurance on property in this State by agents who live outside of the State, and to prevent fire insurance companies from writing policies on property within this State where said companies have not permission to do business in the State."

Bill read second time.

By Senator Stafford:

Amend by adding the following to section 2: "Any property owner who is unable to secure all the insurance he desires in companies authorized to do business in this State may make oath to such facts to the Insurance Commissioner, and shall then have the right to apply for insurance outside of the State through some local agent within the State."

Lost.

By Senator Colquitt:

Amend section 1 by adding thereto the following: "Provided, that this act shall not apply to fire insurance policies now in force which may have been written by agents outside of the State."

Adopted.

By Senator Simpson:

Amend section 2 by adding the following: "Provided a lower rate of insurance cannot be obtained out of the State."

Adopted by the following vote:

Yeas—19.

Boren.	Lewis.
Bowser.	McComb.
Colquitt.	McKinney.
Darwin.	Presler.
Dean.	Shelburne.
Gage.	Simpson.
Goss.	Smith.
Greer.	Steele.
Harrison.	Whitaker.
Lawhon.	

Nays—9.

Agnew.	Sherrill.
Bailey.	Stafford.
Beall.	Tips.
Dibrell.	Woods.
Rogers.	

Absent—excused.

Dickson.

Absent—not excused.

Atlee.

Senator Goss moved to reconsider the vote by which the amendment was lost.

Lost.

On motion of Senator Stafford, further action on the bill was indefinitely postponed.

The Chair gave notice of signing, and did sign after the caption had been read, House bill No. 562, "An act to transfer

cases and writs of error now on appeal from the counties of Smith and Gregg in Court of Civil Appeals at Dallas, to the Court of Civil Appeals at Galveston."

House bill No. 300, "An act to amend section 1 of an act entitled 'An act to provide for the prompt, speedy and economical disbursement of the direct tax refunded to the State of Texas under the act of the Fifty-first congress, approved March 2, 1891,' as enacted by the regular session of the Twenty-third Legislature in 1893, being chapter 30, (substitute House bill No. 67,) and to repeal all laws in conflict with this act."

The Chair laid before the Senate,

Senate bill No. 105, being a bill to be entitled "An act to prevent officers, agents, or employes of railroads or transportation companies from giving free passes or tickets, or selling the same at a discount to members of the Legislature of the State of Texas, or to Railroad Commissioners, State, judicial county or municipal officers, and to prevent such officers from accepting or using such passes or tickets, to provide penalties, and fix venue therefor."

By Senator Simpson:

Amend said act by striking out all of said act after the word "Texas," in line 2, section 1, and by inserting the following words in lieu thereof, to-wit:—

"That all members of the Legislature, members of the executive department of the State, the judges of the Supreme Court, judges of the Courts of Civil Appeals, the judges of the Courts of Criminal Appeals, and the judges of the district courts of the State of Texas, shall be transported free over all the railroads in this State during their terms in office."

"Any officer, agent or employe of any railroad company, or other person, in this State violating the provisions of this act by refusing to transport the above named officers or members when demanded, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than one hundred dollars nor more than five hundred dollars, and may be prosecuted in any county in this State through or into which said railroad extends or is operated."

Section 2. Immediately upon the issuance of the certificate of election to the officers or members enumerated in section 1 of this act, it shall be the duty of the Secretary of the State to issue to said person a card or pass upon which shall be printed: 'Pass' (the name of the officer and official title) 'upon all the railroads in the State of Texas, until' (date of expiration of term of office).

"Upon the back of said card shall be printed: 'This pass is not transferrable.' Must be signed in ink by the holder thereof, with his official title, and the holder using it thereby assumes all risk of accident and damage to person and baggage."

"Section 3. The officer or member presenting said card entitling him to free transportation to any agent or employe of any railroad company, by said

act of presentation thereby releases said railroad company from all damages by reason of accident to person or baggage, except in cases of negligence on the part of the carrier."

Senator Bowser moved the previous question on the pending amendment, which was duly seconded and prevailed.

The amendment was lost by the following vote:

Yeas—4.

Goss.	Shelburne.
Greer.	Simpson.

Nays—25.

Agnew.	Lewis.
Atlee.	McComb.
Bailey.	McKinney.
Beall.	Presler.
Boren.	Rogers.
Bowser.	Sherrill.
Colquitt.	Smith.
Darwin.	Stafford.
Dean.	Steele.
Dibrell.	Tips.
Gage.	Whitaker.
Harrison.	Woods.
Lawhon.	

Absent, excused.

Dickson.

Senator McComb entered a motion to reconsider the vote by which the amendment was lost.

Senator Smith called up the motion to reconsider and to lay the same on table.

Tabled by the following vote:

Yeas—19.

Agnew.	Presler.
Boren.	Rogers.
Bowser.	Sherrill.
Colquitt.	Smith.
Darwin.	Stafford.
Dibrell.	Steele.
Gage.	Tips.
Goss.	Whitaker.
Lewis.	Woods.
McKinney.	

Nays—9.

Atlee.	Harrison.
Bailey.	Lawhon.
Beall.	McComb.
Dean.	Shelburne.
Greer.	Simpson.

Absent—excused.

Dickson.

By Senator Lawhon:

Amend section 2 by adding thereto the following: "And all such passes now existing are hereby declared void, and any present holder of such a pass who shall attempt to use the same shall be deemed guilty of a misdemeanor and punished as herein provided."

Lost.

(Senator Boren in the chair.)

Senator McComb moved to postpone further consideration of the bill and make same special order for March 29.

Senator Bailey moved that the Senate stand adjourned till 3 p. m.

Lost.

Senator Atlee moved to substitute Senator McComb's motion to postpone fur-

ther consideration to March 29, to postpone indefinitely.

Postponed indefinitely by the following vote:

Yeas—17.

Atlee.	Lawhon.
Bailey.	Lewis.
Beall.	McComb.
Boren.	Shelburne.
Bowser.	Sherrill.
Dean.	Simpson.
Dibrell.	Stafford.
Goss.	Woods.
Greer.	

Nays—12.

Agnew.	Presler.
Colquitt.	Rogers.
Darwin.	Smith.
Gage.	Steele.
Harrison.	Tips.
McKinney.	Whitaker.

Absent, not excused.

Dickson.

On motion of Senator Atlee regular order of business was suspended to take up

Senate bill No. 270, a bill entitled "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island on the coast of Texas."

Bill read second time with committee amendments.

Committee amendments adopted.

By Senator Atlee:

Amend by adding after section 4 the following; "Section 5. The privileges and rights granted under this act shall not be exercised so as to hinder or interfere with the completion of any terminal or suburban railroad heretofore chartered, so far as any rights which it now has under said charter to build to and upon Harbor Island; nor to hinder or interfere with any such terminal or suburban railroad which now has the right under its charter to acquire and control depot grounds, wharf grounds and deep water fronts."

Number the following section 6 instead of 5.

Adopted.

Bill ordered engrossed.

On motion of Senator Goss the Senate adjourned to 3 p. m.

AFTERNOON SESSION.

Senate met pursuant to adjournment.

Lieut. Governor Jester in the chair.

Roll called. No quorum present, the following Senators answering to their names:

Agnew.	Rogers.
Atlee.	Shelburne.
Colquitt.	Smith.
Darwin.	Stafford.
Dibrell.	Steele.
Gage.	Tips.
Lawhon.	Whitaker.
McComb.	Woods.
Presler.	

	Absent, excused.
Boren.	Harrison.
Dickson.	
	Absent, not excused.
Bailey.	Greer.
Beall.	Lewis.
Bowser.	McKinney.
Dean.	Sherrill.
Goss.	Simpson.

Senator Atlee moved a call of the Senate, which was seconded and ordered, the following answering to their names:

Agnew.	Rogers.
Atlee.	Shelburne.
Colquitt.	Smith.
Darwin.	Stafford.
Dibrell.	Steele.
Gage.	Tips.
Lawhon.	Whitaker.
McComb.	Woods.
Presler.	

	Absent, excused.
Boren.	Harrison.
Dickson.	

	Absent, not excused.
Bailey.	Greer.
Beall.	Lewis.
Bowser.	McKinney.
Dean.	Sherrill.
Goss.	Simpson.

Senator Bowser was announced.
 Senator Goss was announced.
 Senator McKinney was announced.
 Senator Colquitt moved to adjourn to tomorrow morning at 10 o'clock.
 Lost by the following vote:

	Yeas—7.
Atlee.	McKinney.
Colquitt.	Shelburne.
Darwin.	Stafford.
Lawhon.	

	Nays—12.
Agnew.	Rogers.
Bowser.	Smith.
Dibrell.	Steele.
Gage.	Tips.
Goss.	Whitaker.
McComb.	Woods.

	Absent, excused.
Boren.	Harrison.
Dickson.	

	Absent—not excused.
Bailey.	Lewis.
Beall.	Sherrill.
Dean.	Simpson.
Greer.	Presler.

Senator Atlee moved to adjourn to 9 o'clock tomorrow morning.
 Lost by the following vote:

	Yeas—6.
Atlee.	McKinney.
Darwin.	Shelburne.
Lawhon.	Stafford.

	Nays—13.
Agnew.	Rogers.
Bowser.	Smith.
Colquitt.	Steele.
Dibrell.	Tips.
Gage.	Whitaker.
Goss.	Woods.
McComb.	

22—Senate

	Absent—excused.
Boren.	Harrison.
Dickson.	
	Absent, not excused.
Bailey.	Lewis.
Beall.	Sherrill.
Dean.	Simpson.
Greer.	Presler.

Senators Dean, Greer, Simpson and Beall were announced.

Senator Stafford moved that the call of the Senate be suspended.

Suspended.

The Chair laid before the Senate.

Substitute Senate bill No. 78, entitled "An act making an appropriation for the support of the State government for the years beginning March 1, 1895, and ending February 28, 1897, to cover deficiencies and for other purposes,"

Action being on

COURT OF CIVIL APPEALS.

First Supreme Judicial District.
 Senator Dean moved that the Senate stand adjourned till tomorrow morning at 10 o'clock.

Lost.

Senator Shelburne entered a motion to reconsider the vote by which Senator Boren's amendment, striking out lines 20 and 21, page 10, was adopted.

By Senator Atlee:

Amend line 21, page 12, by inserting "\$1000" in each column.

Adopted.

Senator Colquitt called up Senator Shelburne's motion to reconsider the vote passing Senator Boren's amendment

Reconsidered.

The amendment was lost.

HOUSE MESSAGE.

House of Representatives,
 Austin, Texas, March 22, 1895.
 Hon. George T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following resolution, to-wit:

"Whereas, Senate bill No. 1 has been taken from the clerk's desk and can not be found; therefore be it

Resolved, That the Senate be requested to furnish this House another engrossed copy of said bill."

Respectfully,

CHESTER HAILE, Chief Clerk.

On motion of Senator Bowser, the request of the House was granted and another copy of said bill ordered prepared for the House.

House of Representatives,
 Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following House concurrent resolution, to-wit:

House concurrent resolution No. 26, providing for appointment of committee

to ascertain whether or not the business of the General Land Office can be transacted in the Capitol building; a copy of which is attached hereto.

Respectfully,

CHESTER HAILE, Chief Clerk.

COMMITTEE REPORTS.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 270, being "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island on the coast of Texas, in order to encourage the procuring of deep water at Aransas Pass,"

And find the same correctly engrossed.

COLQUITT, Acting Chairman.

Committee Room,

Austin, Texas, March 22, 1895.

Hon. George T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 1, being "An act relative to suits for libel, and to prescribe a mode of procedure in suits for damages thereunder,"

And find the same correctly engrossed.

COLQUITT, Acting Chairman.

COURT OF CIVIL APPEALS,

Second Judicial District.

By Senator Atlee:

Amend line 32, page 12, by inserting "\$1000" in each column.

Adopted.

COURT OF CIVIL APPEALS,

Third Judicial District.

By Senator Tips:

Amend line 18, page 13, by striking out "\$150," in each column and insert "\$200."

Adopted.

Amend line 14, page 13, by inserting "\$1000" in each column.

Adopted.

COURT OF CIVIL APPEALS,

Fourth Judicial District.

By Senator Atlee:

Amend line 25, page 13, by inserting "\$1000," in each column.

Adopted.

COURT OF CIVIL APPEALS,

Fifth Judicial District.

By Senator Atlee:

Amend line 6, page 14, by inserting "\$1000" in each column.

Adopted.

By Senator Tips:

Amend line 12, page 14, by striking out "\$300" in each column and insert "\$150" for each year in lieu thereof.

Adopted.

RAILWAY COMMISSION.

By Senator Colquitt:

Amend line 21, page 14, by striking out "\$480" in each column and insert "\$360" in lieu thereof.

Adopted by the following vote:

Yeas—14.

Agnew.	Lewis.
Atlee.	McKinney
Colquitt.	Rogers.
Dean.	Shelburne.
Gage.	Steele.
Greer.	Whitaker.
Lawhon.	Woods.

Nays—9.

Beall.	Simpson.
Bowser.	Smith.
Darwin.	Stafford.
Dibrell.	Tips.
Presler.	

Absent, excused.

Harrison.

Boren.
Dickson.

Absent, not excused.

Bailey.	McComb.
Goss.	Sherrill.

By Senator Darwin:

Strike out in line 18, "\$3000" and insert in lieu thereof "\$1500" in each column.

By Senator Colquitt:

Amend the amendment: Amend line 18, page 14, by striking out "\$3000" in each column and insert "\$2000" in lieu thereof.

Lost.

The amendment was then lost.

By Senator Lawhon:

Amend by striking out in line 20 in each column "\$1500" and insert in lieu thereof "\$1000" in each column.

By Senator Whitaker:

Substitute: Strike out on page 14, line 20, "\$1500" whenever it appears and insert in lieu "\$1250."

Lost.

The amendment was then adopted.

By Senator Colquitt:

Amend line 17, page 14, by striking out "\$3000" in each column and insert "2000" in lieu thereof.

By Senator Lewis:

Substitute: Amend page 14, line 17, by striking out "\$3000" and insert in lieu thereof "\$1500."

Lost by the following vote:

Yeas—9.

Bowser.	Lewis.
Darwin	Shelburne.
Dean.	Simpson.
Dibrell.	Whitaker.
Lawhon.	

Nays—12.

Agnew.	McKinney.
Atlee.	Rogers.
Beall.	Stafford.
Colquitt.	Steele.
Gage.	Tips.
Greer.	Woods.

Absent, excused.

Harrison.

Boren.
Dickson.

Absent, not excused.

Bailey.	Presler.
Goss.	Sherrill.
McComb.	Smith.

Senator Colquitt's amendment was then lost.

By Senator Stafford:
Amend line 17, page 14, by changing "\$3000" to "\$2500."

By Senator Simpson:
Amend the amendment by striking out "\$2500" and inserting "\$1600."
Lost by the following vote:

Nays—8.

Bowser.	Lewis.
Darwin.	Shelburne.
Dibrell.	Simpson.
Lawhon.	Whitaker.

Nays—13.

Agnew.	Rogers.
Atlee.	Smith.
Beall.	Stafford.
Colquitt.	Steele.
Gage.	Tips.
Goss.	Woods.
McKinney.	

Absent, excused.

Boren.	Harrison.
Dickson.	

Absent, not excused.

Bailey.	McComb.
Dean.	Presler.
Greer.	Sherrill.

By Senator Lawhon:
Substitute for the amendment: Strike out of line 17, page 14, the figures "3000" and insert "2250" in each column.

Lost.

The amendment (Stafford's) was then lost.

By Senator Whitaker:
Strike out on page 14, line 16, "\$2000" wherever it appears and insert "\$1800."
Lost.

PUBLIC BUILDINGS AND GROUNDS.

Pending consideration of this department,

Senator Simpson offered the following amendment:

Amend line 26, page 12, by striking out "\$500" wherever it occurs and inserting "\$1000" in lieu thereof.

Lost.

Pending further action,

Senator Atlee moved to suspend regular business and also the rules and take up

Senate bill No. 270, a bill to be entitled "An act to authorize the Aransas Pass Harbor Company to purchase Harbor Island on the coast of Texas."

Carried.

On motion of Senator Atlee, the constitutional rule requiring bills to be read on three several days was suspended

and the bill put upon its third reading and final passage by the following vote:

Yeas—21.

Agnew.	McKinney.
Atlee.	Rogers.
Beall.	Shelburne.
Bowser.	Simpson.
Colquitt.	Smith.
Darwin.	Stafford.
Dibrell.	Steele.
Gage.	Tips.
Goss.	Whitaker.
Lawhon.	Woods.
Lewis.	

Nays—none.

Absent, excused.

Boren.	Harrison.
Dickson.	

Absent—not excused.

Bailey.	McComb.
Dean.	Presler.
Greer,	Sherrill.

Bill read third time and passed by the following vote:

Yeas—23.

Agnew.	McKinney.
Atlee.	Presler.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Simpson.
Darwin.	Smith.
Dibrell.	Stafford.
Gage.	Steele.
Goss.	Tips.
Lawhon.	Whitaker.
Lewis.	Woods.
McComb.	

Nays—none.

Absent—excused.

Boren.	Harrison.
Dickson.	

Absent, not excused.

Bailey.	Greer.
Dean.	Sherrill.

Action recurring to

Substitute Senate bill No. 78, entitled "An act making an appropriation for the support of the State government for the years beginning March 1, 1895, and ending February 28, 1897, to cover deficiencies and for other purposes."

By Senator Tips:

Amend by inserting between lines 7 and 8, page 15, the following: "Salary of one clerk, who shall also perform such other work as may be required by the superintendent, \$600, \$600."

Lost.

Senator Greer moved that Senator Boren be permitted to withdraw Senate bill No. 239 from the consideration of the Senate.

Carried.

Senator Colquitt moved to adjourn to 10 a. m. tomorrow.

Senator Simpson moved to adjourn to 10 a. m. Monday.

Senator Steele moved to adjourn to 9:30 a. m. tomorrow.

Senate adjourned to 9:30 a. m.

SIXTY-FIRST DAY.

Senate Chamber,
Austin, Texas, March 23, 1895.

Senate met pursuant to adjournment.
Lieutenant Governor Jester in the chair.

Roll called. Quorum present, the following Senators answering to their names:

Agnew.	McKinney.
Atlee.	Presler.
Beall.	Rogers.
Bowser.	Shelburne.
Colquitt.	Simpson.
Dibrell.	Smith.
Gage.	Steele.
Goss.	Tips.
Greer.	Whitaker.
Lawhon.	Woods.
McComb.	

Absent, excused.

Boren.	Harrison.
Dickson.	

Absent—not excused:

Bailey.	Lewis.
Darwin.	Sherrill.
Dean.	Stafford.

Prayer by the Chaplain, Dr. Smoot.
There being no printed Journal on hand,

On motion of Senator Goss, the reading was dispensed with.

On motion of Senator Goss, Senator Sherrill was excused indefinitely on account of sickness in his family.

On motion of Senator Lawhon, Senator Gage was excused for today and next week on account of important business.

On motion of Senator Colquitt, Senator Stafford was excused for today on account of important business.

On motion of Senator Bowser, Senator Bailey was excused for today and Monday on account of important business.

BILLS AND RESOLUTIONS.

By Senator Greer:

Concurrent resolution, providing for the purchase by the Commissioner of Insurance, Statistics and History of the copy of the Holy Bible owned by Mrs. De Caussey, which was the property of W. B. Travis.

Read and referred to the Committee on Insurance, Statistics and History.

By Senator Dean:

A bill to be entitled "An act to amend article 186a of the Penal Code of the State of Texas."

Read first time and referred to Judiciary Committee No. 2.

COMMITTEE REPORTS.

Committee Room,
Austin, Texas, March 23, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Insurance, Sta-

tistics and History, to whom was referred

Senate concurrent resolution No. 19, being "A resolution instructing the Commissioner of Insurance, Statistics and History to purchase from Mrs. M. J. De Caussey the Bible found on the person of her grandfather, the late W. B. Travis, at the battle of the Alamo, and to provide for the payment therefor,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

M'COMB, Acting Chairman.

Committee Room,
Austin, Texas, March 23, 1895.

Hon. Geo. T. Jester, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 250, being "An act to amend an act entitled 'An act to amend article 375, title 17, of the Revised Civil Statutes of the State of Texas,' as amended by an act approved on the 30th day of March, 1889,"

And find the same correctly engrossed.

COLQUITT, Acting Chairman.

HOUSE MESSAGE.

House of Representatives,
Austin, Texas, March 23, 1895.

Hon. Geo. T. Jester, President of the Senate:

I am directed by the House to inform the Senate that the House has passed the following bill, to wit:

House bill No. 316, "An act to fix the rate of taxation upon express companies to prescribe the time and means of collecting such tax, and provide penalties for the violation of this act and repealing all laws in conflict herewith."

Respectfully,

CHESTER HAILE, Chief Clerk.

Call concluded.

BILLS ON THIRD READING.

The Chair laid before the Senate,

Senate bill No. 77, being a bill to be entitled "An act to amend sections 4, 5 and 6 of an act entitled 'An act to regulate the practice of pharmacy in the State of Texas, and providing a penalty for the enforcement of same,' approved April 6, 1889."

Senator Beall entered a motion to reconsider the vote defeating

Senate bill No. 105, a bill entitled "An act to prevent officers, agents or employees of railroads or transportation companies from giving free passes or tickets or selling the same at a discount to members of the Legislature of the State of Texas, or to railroad commissioners, State, judicial, county or municipal officers, and to prevent such officers from accepting or using such passes or tickets, to provide penalties and fix venue therefor."

Senator Goss called up